

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

Joseph Antonetti,

Petitioner,

v.

Dwight Neven, et al.,

Respondents.

Case No. 2:24-cv-00351-RFB-BNW

Order Dismissing Case

Joseph Antonetti has submitted a *pro se* 28 U.S.C. § 2254 habeas corpus petition. (ECF No. 1-1.) He has not paid the filing fee. He has failed to submit an application to proceed in forma pauperis or the requisite inmate account statements. While he has submitted a financial certificate, it is not signed by an authorized officer. (ECF No. 1-2.) Accordingly, this matter has not been properly commenced. 28 U.S.C. § 1915(a)(2) and Local Rule LSR1-2.

The petition, therefore, is dismissed without prejudice. The petitioner shall file a new federal habeas petition, in a new case with a new case number and a new, completed application to proceed in forma pauperis with the required financial information or the \$5.00 filing fee.<sup>1</sup>

**IT IS THEREFORE ORDERED** that the Clerk of Court detach and electronically file the petition (ECF No. 1-1).

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<sup>1</sup> The court notes that Antonetti has filed several habeas corpus petitions in this court. This petition appears to be an improper second and successive petition. (See 3:17-cv-00621-MMD-CLB, ECF No. 53, denying a petition on the merits that challenged the same judgment of conviction that Antonetti seeks to challenge here; see also 3:11-cv-00157-ECR-WGC; 3:11-cv-00451-RCJ-WGC.)

1           **IT IS FURTHER ORDERED** that this action is **DISMISSED** without prejudice as  
2 improperly commenced.

3           **IT IS FURTHER ORDERED** that a certificate of appealability will not issue.

4           The Clerk is directed to enter judgment accordingly and close this case.  
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6           **DATED:** April 16, 2024  
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RICHARD F. BOULWARE, II  
UNITED STATES DISTRICT JUDGE